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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR-10-0541-CW
)	
Plaintiff,)	STIPULATION AND ORDER TO
)	CONTINUE STATUS CONFERENCE
v.)	AND EXCLUDE TIME UNDER THE
)	SPEEDY TRIAL ACT AS TO
DENAE HARTSINCK,)	DEFENDANT HARTSINCK
)	
Defendant.)	
)	

IT IS HEREBY STIPULATED AND AGREED between the plaintiff through its attorney, Joshua Hill, and the defendant Denae Hartsinck through her undersigned attorney that the status hearing presently set for March 9, 2011, be continued to April 5, 2011 at 9:30 a.m. for arraignment on the superseding indictment. This continuance applies only to defendant Hartsinck. The parties continue to review discovery and conduct necessary investigation. In addition, counsel for the government has been in a trial for two weeks and has been unable to discuss a potential resolution of the case. The parties agree that the delay is not attributable to lack of diligent preparation on the part of the attorney for the government or defense counsel. For these reasons, the parties request that time under the Speedy Trial Act be excluded based on

1 the need for reasonable time necessary for effective preparation, taking into account the exercise
2 of due diligence, and for continuity of counsel. The parties agree that the waiver covers all time
3 between the date of this stipulation and April 5, 2011.

4 IT IS SO STIPULATED:

5
6 Dated: March 8, 2011

/S/
ED SWANSON
Swanson & McNamara LLP
Attorney for Hartsinck

8
9 Dated: March 8, 2011

/S/
JOSHUA HILL
Assistant United States Attorney

11
12 **ORDER**

13 GOOD CAUSE HAVING BEEN SHOWN, it is hereby ordered that the hearing in this
14 matter now scheduled for March 9, 2011 is hereby rescheduled for April 5, 2011 at 9:30 a.m. for
15 status only as to defendant Denae Hartsinck. Based upon the representation of counsel and for
16 good cause shown, the Court also finds that failing to exclude the time between March 9, 2011
17 and April 5, 2011 would unreasonably deny the government and the defense the reasonable time
18 necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C.
19 § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the
20 time between March 9, 2011 and April 5, 2011 from computation under the Speedy Trial Act
21 outweigh the best interests of the public and the defendant in a speedy trial. Therefore, it is
22 hereby ordered that the time between March 9, 2011 and April 5, 2011 shall be excluded from
23 computation under the Speedy Trial Act. 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

24
25 DATED: March 8, 2011



HONORABLE DONNA M. RYU
United States Magistrate Judge